

Message Text

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43

ACTION EA-14

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FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 4728

INFO AMCONSUL HONG KONG

USLO PEKING

AMEMBASSY TAIPEI

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E.O. 11652: N/A

TAGS: PGOV CH

SUBJ: KYODO PUBLISHES "PRC DRAFT CONSTITUTION"

1. SUMMARY: KYODO NEWS SEPT 20 PUBLISHED "PRC DRAFT CONSTITUTION." ALLEGED DRAFT CONSTITUTION, TO BE PROMULGATED AT 4TH NPC, NAMES MAO CHIEF OF STATE AND SUPREME MILITARY COMMANDER.

2. SOURCES IN KYODO INFORM US THAT DRAFT WAS OBTAINED FROM CHINESE RESIDENT IN JAPAN THROUGH TAIWAN. WE ARE, OF COURSE, UNABLE TO COMMENT ON ITS AUTHENTICITY. END SUMMARY.

3. AS PUBLISHED BY KYODO AVAILABLE ARTICLES AS FOLLOWS:

(ARTICLES 5, 8, 10, 16-25 AND 30 NOT YET AVAILABLE)

"ARTICLE 1 -- THE PEOPLE'S REPUBLIC OF CHINA IS A SOCIALIST STATE OF PROLETARIAN DICTATORSHIP.

ARTICLE 2 -- CHAIRMAN MAO TSE-TSUNG IS THE GREAT LEADER OF ALL THE CHINESE PEOPLE, HEAD OF STATE OF THE PROLETARIAN DICTATORSHIP STATE AND THE HIGHEST COMMANDER OF ALL THE ARMED FORCES

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ARTICLE 3 -- ALL THE POWERS OF THE PEOPLE'S REPUBLIC OF CHINA BELONG TO THE PEOPLE.

ARTICLE 4 -- THE PEOPLE'S REPUBLIC OF CHINA IS A UNIFIED, MULTINATIONAL STATE. ALL THE NATIONALITIES ARE EQUAL AND HAVE FREEDOM TO USE THEIR OWN LANGUAGE AND LETTERS.

ARTICLE 6 -- ALL MINERAL RESOURCES, FORESTS, UNDEVELOPED LAND AND OTHER RESOURCES ARE THE PROPERTY OF THE ENTIRE PEOPLE.

ARTICLE 7 -- PEOPLE'S COMMUNE IS A UNIFIED POLITICO-SOCIAL SYSTEM.

ARTICLE 9 -- THE STATE OBLIGES THE PEOPLE TO ABIDE BY SOCIALISM PRINCIPLES -- "NO WORK, NO PAY," "DO THEIR BEST", AND "DISTRIBUTION ACCORDING TO WORK".

ARTICLE 11 -- ALL ORGANS OF STATE AND PERSONS WORKING IN SUCH ORGANS MUST STUDY AND UTILIZE CHAIRMAN MAO TSE-TUNG'S THOUGHTS, GIVE PRIORITY TO THE POLITICS OF PROLETARIAN CLASS, OPPOSE BUREAUCRACY, CONSTANTLY MAINTAIN CLOSE CONTACT WITH WORKERS AND PEASANTS AND STRIVE TO SERVE THE PEOPLE.

ARTICLE 12 -- PROLETARIAN CLASS MUST EXERCISE DICTATORSHIP AGAINST BOURGEOIS IN EVERY FIELD OF WORK. CULTURAL, EDUCATIONAL, LITERARY, ARTISTIC AND SCIENTIFIC ACTIVITIES, SHOULD ALL SERVE THE POLITICS OF PROLETARIAN CLASS AND HAVE CONNECTIONS WITH WORKERS, PEASANTS AND SOLDIERS.

ARTICLE 15 -- THE PEOPLE'S LIBERATION ARMY AND MILITIAMEN ARE THE ARMED FORCES OF THE ENTIRE PEOPLE.

ARTICLE 26 -- THE MOST FUNDAMENTAL RIGHT AND DUTY OF THE CHINESE PEOPLE SHALL BE TO DEFEND THEIR GREAT LEADER CHAIRMAN MAO TSE-TUNG, DEFEND THE LEADERSHIP OF THE CHINESE COMMUNIST PARTY, DEFEND PROLETARIAN DICTATORSHIP, DEFEND SOCIALISM AND OBEY THE CONSTITUTION AND LAWS
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OF THE CHINESE PEOPLE'S REPUBLIC. IT IS ALL THE CHINESE PEOPLE'S SUPREME RESPONSIBILITY TO DEFEND THEIR FATHERLAND AND RESIST AGGRESSION AND IT IS ALL THE CHINESE PEOPLE'S HONORABLE DUTY TO DO MILITARY SERVICE ACCORDING TO LAW.

ARTICLE 27 -- ALL CHINESE PEOPLE ABOVE THE AGE OF 18 SHALL HAVE THE RIGHT TO VOTE. CHINESE PEOPLE HAVE THE RIGHT TO WORK AND RECEIVE EDUCATION. THEY HAVE THE RIGHT TO RECEIVE MATERIAL ASSISTANCE IF THEY BECOME

OLD, BECOME SICK OR LOSE ABILITY TO WORK. WOMEN HAVE EQUAL RIGHTS WITH MEN IN ALL FIELDS OF LIFE. THE CHINESE PEOPLE'S REPUBLIC SHALL PROTECT THE LEGITIMATE RIGHTS AND INTERESTS OF CHINESE PEOPLE RESIDING ABROAD.

ARTICLE 29 -- THE CHINESE PEOPLE SHALL HAVE FREEDOM OF SPEECH, COMMUNICATION, PUBLICATION, ASSEMBLY, ASSOCIATION, DEMONSTRATION, AND STRIKE. THEY HAVE FREEDOM OF RELIGION AND FREEDOM OF CONDUCTING PROPAGANDA FOR ATHEISM. PERSONAL FREEDOM AND DWELLING OF THE CHINESE PEOPLE SHALL NOT BE VIOLATED. NONE OF THE CHINESE PEOPLE SHALL BE ARRESTED WITHOUT A DECISION BY THE PEOPLE'S COURT AND APPROVAL BY PUBLIC SAFETY AUTHORITIES."
SHOESMITH

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